

1771



PATENT  
ATTORNEY DOCKET NO. 054160-5012-01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**RECEIVED**  
MAR 21 2003  
TC 1700

In re Application of: )  
Shigera YAO, et al. )  
Application No.: 09/539,929 ) Group Unit: 1771  
Filed: March 31, 2000 ) Examiner: Leanna M. Roche  
For: POROUS INSULATING FILM AND ITS )  
LAMINATES )

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**AMENDMENT AND RESPONSE TO OFFICE ACTION**  
**TRANSMITTAL FORM**

1. Transmitted herewith is an Amendment and Response to the Office Action mailed December 19, 2002 (Paper No. 15).
2. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- Applicant petitions for an extension of time, the fees for which are set out in 37 CFR § 1.17(a), for the total number of months checked below:

Total Months <u>Requested</u>	Fee for <u>Extension</u>	[Fee for Small Entity]
[ ] one month	\$ 110.00	\$ 55.00
[ ] two months	\$ 410.00	\$205.00
[ ] three months	\$ 930.00	\$465.00
[ ] four months	\$1,450.00	\$725.00

Extension of time fee due with this request: \$0.00

If an additional extension of time is required, please consider this a Petition therefor.

- [ ] An extension for \_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

3. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	13	minus	20	0	x \$18 each=	+ \$ 0
Independent Claims (37 C.F.R. §1.16(b))	2	minus	3	0	x \$80 each=	+ \$ 0
[ ] First presentation of Multiple dependent claim(s)						+ \$ 0
<b>SUB-TOTAL =</b>						<b>\$ 0</b>
<b>Reduction by ½ for filing by a small entity</b>						<b>- \$ 0</b>
<b>TOTAL FEE =</b>						<b>\$ 0</b>

4. Fee Payment

- [x] No fee is to be paid at this time.
- [ ] A check totaling \_\_\_\_\_ is enclosed for \_\_\_\_\_.
- [ ] The Commissioner is hereby authorized to charge \$0.00 to our Deposit Account No. 50-0310 for the extension of time fee.
- [x] The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 CFR §§ 1.16 and 1.17 for the additional claim or otherwise, or credit any overpayment to Deposit Account 50-0310.

5. Additional papers enclosed

- Preliminary Amendment
- Information Disclosure Statement
- Form PTO-1449
- Document as listed on the Form PTO-1449
- Other: Copy of "For Users of Film Separation Technology," edited by Matsumoto Kanji, Chemical Engineering Society, Tokyo, Japan (1996) (ISBN 4-526-03849-0) and a partial translation of paragraph at page 58, 1 line 16

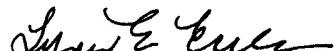
6. Constructive Petition

- EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

By:



Lynn E. Eccleston  
Reg. No. 35,861

Dated: March 19, 2003

**Customer No. 09629**

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Kee  
33-03

Group Art Unit: 1771

Examiner: Leanna M. Roche

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**AMENDMENT AND RESPONSE TO OFFICE ACTION**

In response to the non-final Office Action (Paper No. 15) mailed December 19, 2002, Applicants respectfully request reconsideration of the subject application in view of the following amendments and remarks. Applicants believe that no extensions of time are necessary in light of this response being submitted within three months from the mailing of the Office Action.